IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE THOTTATHIL B.RADHAKRISHNAN

THURSDAY, THE 18TH OCTOBER 2007 / 26TH ASWINA 1929

WP(C).No. 2182 of 2007(I)

PETITIONER:

V.R.VIVEK, CHAIRMAN, RANI EDUCATIONAL TRUST & MANAGER, RANI PUBLIC SCHOOL, P.O.CHORODE, VADAKARA, KOZHIKODE DISTRICT, PIN CODE 673 106.

BY ADV. SRI.T.P.M.IBRAHIM KHAN.

RESPONDENTS:
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1. **KERALA STATE ELECTRICITY BOARD, REPRESENTED BY ITS CHIEF ENGINEER, VYDHYUTHI BHAVAN, THIRUVANANTHAPURAM.**

2. **THE ASSISTANT ENGINEER, KERALA STATE ELECTRICITY BOARD, ELECTRICAL MAJOR SECTION, MUTTUNGAL, RAYARANGOTH- P.O., KOZHIKODE DISTRICT- 673 102.**

3. **THE ASSISTANT EXECUTIVE ENGINEER, KERALA STATE ELECTRICITY BOARD, ELECTRICAL MAJOR SECTION, MUTTUNGAL, RAYARANGOTH-P.O., KOZHIKODE DISTRICT- 673 102.**

BY ADV. SRI. P.P. THAJUDEEN.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 18/10/2007,THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

THOTTATHIL B.RADHAKRISHNAN, J.

W.P(C).No.2182 OF 2007

Dated this the 18th day of October, 2007

JUDGMENT

Following the direction contained in Ext.P4 judgment, Ext.P5 has been issued directing the petitioner to segregate the user of energy even within the school campus. This is the issue raised in this writ petition.

The questions raised for consideration as of now, involve questions of law and questions of facts, including matters which can be resolved only with the support of expert opinion. The petitioner has an efficacious alternate remedy before the Consumer Grievances Redressel Forum of the K.S.E.Board and if aggrieved by the decision rendered by that Forum, the petitioner would have a further remedy before the Ombudsman, under the Electricity Act. Under such circumstances, this writ petition is disposed of directing that if the petitioner moves the Consumer Grievances Redressel Forum within a period of two weeks from now, the same shall be considered and disposed of

by that Forum, after hearing the petitioner, within a period of 45 days from the date of receipt of a copy of this judgment. Pending such consideration, Ext.P5 decision will stand suspended.

Sd/-

THOTTATHIL B.RADHAKRISHNAN,
Judge

kkb.